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Huhtamaki Finance, B.V.,  
Hershey Chocolate & Confectionery  
Corporation and the Hershey Company

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA**

HUHTAMAKI FINANCE, B.V., a  
Netherlands corporation;  
HERSHEY CHOCOLATE &  
CONFECTIONERY  
CORPORATION, a Delaware  
corporation; and THE HERSHEY  
COMPANY, a Delaware corporation

Plaintiffs,

- vs -

KENNETH DEAN AFFOLTER, an  
individual, dba BEYOND BOMB

Defendant.

CASE NO. C07-02514 RS

REQUEST TO ENTER DEFAULT

TO THE CLERK OF THE ABOVE-ENTITLED COURT:

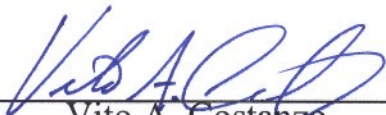
Plaintiffs the Huhtamaki Finance, B.V., Hershey Chocolate & Confectionery Corporation and The Hershey Company and hereby request that the Clerk of the above-entitled Court enter default in this matter against Defendant Kenneth Dean Affolter d/b/a Beyond Bomb on the ground that said Defendant has failed to appear

1 or otherwise respond to the Complaint within the time prescribed by the Federal  
2 Rules of Civil Procedure. Plaintiff served the Complaint on Defendant on  
3 May 15, 2007, as evidenced by the Proof of Service on file with the Court. The  
4 above-stated facts are set forth in the accompanying Declaration of Vito A.  
5 Costanzo filed herewith.

6 Date: July 2, 2007

HOLLAND & KNIGHT LLP

7  
8 By:

  
Vito A. Costanzo  
Attorneys for Plaintiffs Huhtamaki  
Finance, B.V., Hershey Chocolate &  
Confectionery Corporation and The  
Hershey Company

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**PROOF OF SERVICE**

State of California                    )  
  )  
County of Los Angeles            )       ss.

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action. My business address is 633 West Fifth Street, 21st Floor, Los Angeles, California 90071.

On July 2, 2007, I served the document described as **REQUEST TO ENTER DEFAULT** on the interested parties in this action, enclosed in a sealed envelope, addressed as follows:

David M. Michael, Esq.  
414 Gough Street, #2  
San Francisco, CA 94102

Kenneth Dean Affolter  
Glenn E. Dyer Detention  
550 Sixth Street  
Oakland, CA 94607

[ X ] **(By Mail)** Following ordinary business practices, I placed the document for collection and mailing at the offices of Holland & Knight LLP, 633 West Fifth Street, 21st Floor, Los Angeles, California 90071, in a sealed envelope. I am readily familiar with the business's practice for collection and processing of correspondence for mailing with the United States Postal Service, and, in the ordinary course of business, such correspondence would be deposited with the United States Postal Service on the day on which it is collected at the business.

[ ] **(BY UPS)** Following ordinary business practices, I placed the document for collection and UPS delivery at the offices of Holland & Knight LLP, 633 West Fifth Street, 21st Floor, Los Angeles, California 90071. I am readily familiar with the business' practice for collection and processing of correspondence for delivery by UPS, and, in the ordinary course of business, such correspondence would be deposited with UPS on the day on which it is collected at the business.

[ ] **(BY PERSONAL SERVICE)** I delivered such envelope by hand to the offices of the addressee stated on the attached service list.

**X (FEDERAL)**

I declare under penalty of perjury under the laws of the United States the above is true and correct and that I am employed in the office of a member of the Bar of this Court at whose direction the service was made.

Executed on July 2, 2007, Los Angeles, California

  
Conchita Nickles